

GNE.3230R1C27

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Goddard, et al.  
Appl. No. : 10/063,540  
Filed : May 2, 2002  
For : ANTIBODIES TO A POLYPEPTIDE  
ENCODED BY A NUCLEIC ACID  
UNDER-EXPRESSED IN  
ESOPHAGEAL TUMOR AND  
MELANOMA  
Examiner : J. Seharaseyon  
Group Art Unit : 1647

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(Date)

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AnneMarie Kaiser  
AnneMarie Kaiser, Reg. No. 37,649

PETITION TO WITHDRAW FROM ISSUANCE UNDER 37 C.F.R. § 1.313(c)

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Arlington, Virginia 22313-1450

Dear Sir:

Applicants hereby petition the Office to withdraw the above-identified patent application from issuance. This petition is being submitted together with a Request for Continued Examination in compliance with 37 C.F.R. § 1.114 and the fee set forth in §1.17(h).

Withdrawal of the application is necessary to allow Applicants to file a corrected claim to priority. Applicants were not aware of the error in the existing priority claim prior to payment of the issue fee, but have made every effort after discovery of the error to correct it in a timely fashion.

Applicants believe they have provided good and sufficient reason why withdrawal of the application from issuance is necessary, and respectfully request that this petition be granted, together with the Request for Continued Examination filed herewith.

10/20/2006 CKHLOK 00000002 111410 10063540

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Docket No.: GNE.3230R1C27

Page 1 of 2

**Please Direct All Correspondence to Customer Number 30313****PETITION TO WITHDRAW FROM ISSUANCE UNDER 37 C.F.R. § 1.313(c)  
ACCOMPANYING A REQUEST FOR CONTINUED EXAMINATION UNDER 37 C.F.R. § 114**

Applicant : Goddard, et al.  
App. No : 10/063,540  
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For : ANTIBODIES TO A POLYPEPTIDE  
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AnneMarie Kaiser  
AnneMarie Kaiser, Reg. No. 37,649

Office of Petitions  
Commissioner for Patents  
P.O. Box 1450  
Arlington, Virginia 22313-1450

Dear Sir:

This is a Petition to Withdraw Application From Issuance Under 37 C.F.R. § 1.313(c) and a  
Request for Continued Examination (RCE) under 37 C.F.R. § 114 of the above-identified application.

1. Fees:

FEE CALCULATION			
FEE TYPE	FEE CODE	CALCULATION	TOTAL
RCE Fee	1801 (\$790)		\$790
Petition to Withdraw	1463 (\$130)		\$130
		<b>TOTAL FEE DUE</b>	<b>\$920</b>